

DONALD C. BREY

2013 APR 23 AM 9:47  
FEC MAIL CENTER

April 22, 2013

Robin Kelly  
Senior Campaign Finance Analyst  
Reports Analysis Division  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Re: Republican Senate Campaign Committee (RSCC) FEC Form 9  
(09/26/2012 – 10/14/2012), Received 10/11/2012  
Identification Number: C30002026

Dear Ms. Kelly,

I am legal counsel to and write on behalf of Matthew Yuskewich and the Republican Senate Campaign Committee (RSCC) in connection with your request for additional information regarding the filing of a Form 9 on 10/11/2012 regarding the time period 9/26/2012 through 10/14/2012.

The RSCC is a "legislative campaign fund" as defined under Ohio law. Ohio Rev. Code §3517.10(D)(3)(d) describes a legislative campaign fund as follows:

Each state political party shall have only one legislative campaign fund for each house of the general assembly. Each such fund shall be separate from any other funds or accounts of that state party. A legislative campaign fund is authorized to receive contributions and make expenditures for the primary purpose of furthering the election of candidates who are members of that political party to the house of the general assembly with which that legislative campaign fund is associated. Each legislative campaign fund shall be administered and controlled in a manner designated by the caucus. . . .

In other words, the RSCC is operated for the benefit of state and local candidates for election as Republican members of the Ohio Senate. As a non-federal committee that seeks to influence only non-federal elections, the RSCC has never needed to file a Form 9 with the FEC until the 2012 elections. Thus, those involved with the RSCC did not have the knowledge and experience with the Form 9 requirements that those regularly involved with federal campaigns would presumably have.

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Robin Kelly  
Re: Republican Senate Campaign Committee (RSCC) Form 9  
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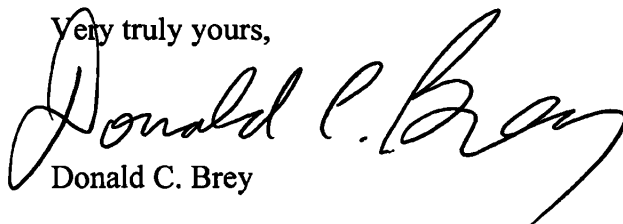
The original "Coal rev" ad at issue aired on September 26, 2012, as is reflected in the Form 9 filed on September 27, 2012. An amended version of this initial "Coal rev" Form 9 was filed on September 28, 2012 to reflect the fact that we were advised by Nataliya Ioffe that the total donations portions should only include donations that were earmarked for the advertisements at issue.

The RSCC, as a rule, buys time from broadcasting stations in advance and only later determines which of its advertisements will be run in the purchased time, as late as the day of broadcast. Decisions on which advertisement to air can change very quickly. The "Coal rev" ad at issue continued to air beyond the date included in the original "Coal rev" Form 9's. However, this fact was not timely communicated to the RSCC personnel who were responsible for the Form 9 filings.

RSCC campaign personnel knew that a Form 9 had been filed with respect to the "Coal rev" advertisement, but did not realize that a new Form 9 should have been filed with respect to the continued airing of this "Coal rev" advertisement, until it was already late to do so. Once the error was realized, a new Form 9 was filed.

RSCC regrets the error.

Very truly yours,



Donald C. Brey

Federal Election Commission  
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The FEC added this page to the end of this filing to indicate how it was received.

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Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	

<input type="checkbox"/> USPS Express Mail	Postmarked
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<input checked="" type="checkbox"/> Overnight Delivery Service (Specify): <i>Fed Ex</i>	Shipping Date <i>4/22/13</i>
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<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
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<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
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<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
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*[Signature]*  
PREPARER

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